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FACSIMILE COVER LETTER

DATE: November 9, 2009 **NO. OF PAGES:** 31
(including cover sheet)

TO: United States Patent and Trademark Office
Fax no: 571-273-8300

FROM: Jarrod N. Raphael
Basell USA Inc.

RE: In re patent application of Dominic BERTA et al.
Serial No.: 10/577,270
Filed: April 26, 2006

Communication by facsimile transmission is herewith attached. Receipt of a confirmation facsimile from the USPTO will be considered an acknowledgment that on this date PTO received:

- ☒ Transmittal Letter
- ☒ Response to Notice of Non-Compliant Appeal Brief (2 pages)
- ☒ Appeal Brief (27 pages)

in reference to U.S. Patent Application of Dominic Berta et al., S.N. 10/577,270, filed April 26, 2006.

Atty Dkt No: FE 6143 (US)

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legal/pto trans ltr-Appeal Brief-FE6143

FE 6143 (US)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of)

Dominic BERTA et al.)

Serial No. 10/577,270)

) Art Unit 1796

Filed April 26, 2006)

) Examiner J. S. Lenihan

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Commissioner for Patents
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Sir:

TRANSMITTAL LETTER

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- ☒ Facsimile Cover Letter
- ☒ Transmittal Letter
- ☒ Response to Notice of Non-Compliant Appeal Brief (2 pages)
- ☒ Appeal Brief (27 pages)

The Commissioner for Patents is hereby authorized to charge the required fees, any deficiency, or credit any overpayment, to Deposit Account Number 08-2336, in relation to the above-identified application.

Respectfully submitted,

DOMINIC BERTA ET AL.

By Jarrod N. Raphael
Registration No. 55,566
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Newtown Square Center
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Newtown Square, PA 19073
Date: November 9, 2009